

**REQUIRED STATEMENT
TO ACCOMPANY MOTIONS FOR RELIEF FROM STAY**

All Cases: Debtor(s) Robert R. Witkowski Case No. 17-12438 Chapter 13

All Cases: Moving Creditor Townhomes of the Fields Owners' Association Date Case Filed 04/20/2017

Nature of Relief Sought: ☒ Lift Stay ☐ Annul Stay ☐ Other (describe) _____

Chapter 13: Date of Confirmation Hearing _____ or Date Plan Confirmed 08/11/2017

Chapter 7: ☐ No-Asset Report Filed on _____
☐ No-Asset Report not Filed, Date of Creditors Meeting _____

1. Collateral

- a. ☒ Home
b. ☐ Car Year, Make, and Model _____
c. ☐ Other (describe) _____

2. Balance Owed as of Petition Date \$ Unknown
Total of all other Liens against Collateral \$ Unknown

3. In chapter 13 cases, if a post-petition default is asserted in the motion, attach a payment history listing the amounts and dates of all payments received from the debtor(s) post-petition.

4. Estimated Value of Collateral (must be supplied in *all* cases) \$ 280,160.00

5. Default

- a. ☐ Pre-Petition Default
Number of months _____ Amount \$ _____
- b. ☒ Post-Petition Default
- i. ☒ On direct payments to the moving creditor
Number of months _____ Amount \$ 1,160.00 + accruing assessments,
charges, attorney's fees,
and costs.
- ii. ☐ On payments to the Standing Chapter 13 Trustee
Number of months _____ Amount \$ _____

6. Other Allegations

- a. ☒ Lack of Adequate Protection § 362(d)(1)
- i. ☐ No insurance
- ii. ☐ Taxes unpaid Amount \$ _____
- iii. ☐ Rapidly depreciating asset
- iv. ☒ Other (describe) Accruing lien for unpaid association assessments
- b. ☒ No Equity and not Necessary for an Effective Reorganization § 362(d)(2)
- c. ☒ Other "Cause" § 362(d)(1)
- i. ☐ Bad Faith (describe) _____
- ii. ☐ Multiple Filings
- iii. ☒ Other (describe) Default under Movant's Declarations

- d. Debtor's Statement of Intention regarding the Collateral
- i. ☐ Reaffirm ii. ☐ Redeem iii. ☐ Surrender iv. ☒ No Statement of Intention Filed

Date: October 2, 2018